

**From:** [Jamey Goldin](#)  
**To:** [Boyd, Jocelyn](#)  
**Cc:** [Adams, Hope](#); [Edwards, Nanette](#); [Heather Anderson](#); [Wessinger-Hill, JoAnne](#); [bryantriplett@schouse.gov](mailto:bryantriplett@schouse.gov)  
**Subject:** Re: [External] Re: Allowable Ex Parte Briefing - 11-19-2021 (DN 2021-349-E)  
**Date:** Friday, November 19, 2021 6:09:51 PM

---

Thanks Jocelyn. After reviewing the video I'm not comfortable certifying that the presenters did not violate 58-3-260. I'll confer with legal counsel and formalize that Monday but I believe that a request or recommended course of action was specifically made to the commission by the presenters today. I particularly find the final request made by Mr. Ellerbee as unlawful and can not attest that they were in compliance with the law. I don't see any other way to interpret his request. Again, I feel other recommendations and requests were made by both Duke presenters today. I hate to raise this, don't do so lightly, but I am uncomfortable with the manner in which they presented today.

The statute is somewhat ambiguous and if what Duke did today is lawful conduct then all future presenters should be allowed to act in that manner. Can an Attorney General's Opinion for interpretation of that statute be requested? I may read it differently than others. Would you be willing to request one, or could Nanette or the Chair and Vice-Chair of the PURC? Thank you,

Jamey

On Fri, Nov 19, 2021 at 4:29 PM Boyd, Jocelyn <[Jocelyn.Boyd@psc.sc.gov](mailto:Jocelyn.Boyd@psc.sc.gov)> wrote:

Good Afternoon, Jamey,

Jo Wheat informed me the transcript will be available on Monday. However, the video is available on the Commission's website at this link: <https://www.scetv.org/live/public-service-commission>.

Thank you.

Jocelyn

Jocelyn Boyd

Public Service Commission of South Carolina

[101 Executive Center Drive, Suite 100](#)

[Columbia, South Carolina 29210](#)

803-896-5100

[Jocelyn.Boyd@psc.sc.gov](mailto:Jocelyn.Boyd@psc.sc.gov)

[www.psc.sc.gov](http://www.psc.sc.gov)

**From:** Jamey Goldin <[jameygoldin@google.com](mailto:jameygoldin@google.com)>

**Sent:** Friday, November 19, 2021 4:02 PM

**To:** Adams, Hope <[hope.adams@psc.sc.gov](mailto:hope.adams@psc.sc.gov)>; Boyd, Jocelyn <[jocelyn.boyd@psc.sc.gov](mailto:jocelyn.boyd@psc.sc.gov)>; Heather Anderson <[heatheranderson@scsenate.gov](mailto:heatheranderson@scsenate.gov)>; [bryantriplett@schouse.gov](mailto:bryantriplett@schouse.gov); Edwards, Nanette <[nedwards@ors.sc.gov](mailto:nedwards@ors.sc.gov)>

**Subject:** [External] Re: Allowable Ex Parte Briefing - 11-19-2021 (DN 2021-349-E)

Will a transcript be made available before the deadline? Out of an abundance of caution, and to avoid penalty under 58-3-260(j), I do not at this time feel comfortable certifying that the presenters complied with 58-3-260 in their allowable ex parte presentation this morning. I also have heard from several others who have the same concerns as I. I have cc'd ORS and PURC Staff Counsel as well. Thank you.

On Fri, Nov 19, 2021 at 2:02 PM Adams, Hope <[Hope.Adams@psc.sc.gov](mailto:Hope.Adams@psc.sc.gov)> wrote:

The Commission's records indicate you attended the Allowable Ex Parte Briefing held today, November 19, 2021, via WebEx.

- [Docket No. 2021-349-E - Joint Petition of Duke Energy Carolinas, LLC and Duke Energy Progress, LLC to Request the Commission Hold a Joint Hearing with the North Carolina Utilities Commission to Develop Carbon Plan]

As a virtual attendee of the Allowable Ex Parte Briefing, you are required by South Carolina law to complete and sign the attached Certified Statement and return the Statement to the Commission. Your Certified Statement must be returned to the Commission no later than 2:00 p.m. on Monday, November 22, 2021.

Please refer to S.C. Code Ann. § 58-3-260 for laws governing allowable ex parte communication briefings.

Thank you for your participation.

*Hope H. Adams*

**Administrative Coordinator**

**Public Service Commission of South Carolina**

**[hope.adams@psc.sc.gov](mailto:hope.adams@psc.sc.gov)**

--



**Jamey Goldin**

Global Energy Markets and Policy  
Regional Energy Regulatory Counsel

**[jameygoldin@google.com](mailto:jameygoldin@google.com)**

(O) +1 (404) 487-9231

(M) +1 (650) 224-9297

--



**Jamey Goldin**

Global Energy Markets and Policy  
Regional Energy Regulatory Counsel

**[jameygoldin@google.com](mailto:jameygoldin@google.com)**

(O) +1 (404) 487-9231

(M) +1 (650) 224-9297